

**WOOD, PHILLIPS, KATZ, CLARK & MORTIMER**  
500 West Madison Street, Suite 3800  
Chicago, Illinois 60661-2511  
Telephone (312) 876-1800  
Facsimile (312) 876-2020

Date: June 30, 2005

To: Commissioner for Patents  
Fax No. (703) 872-9306

Copy: Docketing Department

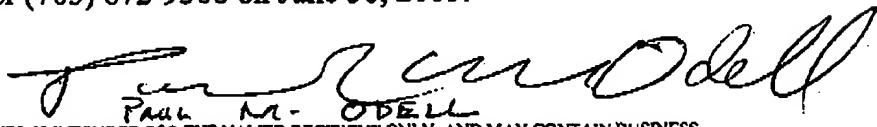
From: Paul M. Odell  
Registration No. 28,332  
Direct Phone (312) 876-2116

Re: Jeffrey T. Randall, Applicant  
Serial No. 09/915,132, Filed July 25, 2001  
Attorney Docket No. SEA0820P1120US

RECEIVED  
CENTRAL FAX CENTER  
JUN 30 2005

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence (this page, a REQUEST FOR MISSING DOCUMENT on two pages, and a copy of the September 23, 2002 Official Action Office Action Summary mentioned therein) is being facsimile transmitted to the Commissioner for Patents at facsimile number (703) 872-9306 on June 30, 2005.



Paul M. ODELL

THE MESSAGE TRANSMITTED UNDER THIS COVER IS INTENDED FOR THE NAMED RECIPIENT ONLY, AND MAY CONTAIN BUSINESS CONFIDENTIAL INFORMATION, OR INFORMATION SUBJECT TO ATTORNEY-CLIENT PRIVILEGE, OR ATTORNEY WORK PRODUCT IMMUNITY. IN THE EVENT THIS MESSAGE IS RECEIVED AT A LOCATION WHERE IT CANNOT BE CONVEYED TO THE NAMED RECIPIENT, KINDLY NOTIFY THE SENDER IMMEDIATELY BY TELEPHONE/FACSIMILE (IF LONG DISTANCE, PLEASE CALL COLLECT), AND RETURN THE RECEIVED MESSAGE TO US BY MAIL.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application Of ) PATENT  
Jeffrey T. Randall )  
Serial No. 09/915,132 ) Atty. Docket No. SEA0820P1120US  
Filed: July 25, 2001 )  
For: SPURT MINIMIZING ) Confirmation No. 5741  
DISPENSING STRUCTURE ) Art Unit: 3751

RECEIVED  
CENTRAL FAX CENTER  
JUN 30 2005

REQUEST FOR MISSING DOCUMENTVIA FACSIMILE - (703) 872-9306

Commissioner For Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Applicant requests a copy of a document that was not attached to the Official Action dated September 23, 2002.

Specifically, the Office Action Summary of the Official Action dated September 23, 2002 indicated in the last line, in box number 3, that there was an attachment of the Information Disclosure Statement PTO-1449 (Paper No. 5)—presumably as initialed by the Examiner. That was not attached to the Official Action copy received by the applicant.

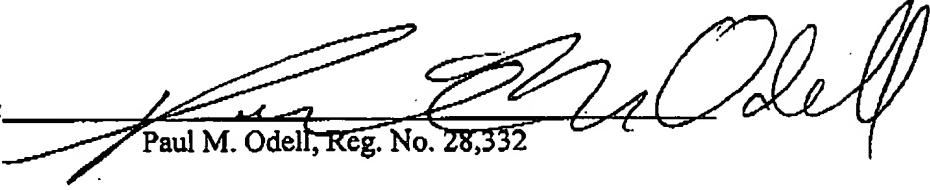
Applicant requests a copy of the Examiner-initialed Form PTO-1449 attached to the Official Action dated September 23, 2002. For your convenient reference, a copy of the September 23, 2002 Official Action Office Action Summary is enclosed, and it can be seen that

Serial No. 09/915,132 - - - -2

the last line of that Office Action Summary, in box 3, indicates that the Information Disclosure Statement PTO-1449 was supposed to be attached.

Respectfully submitted,

By:

  
Paul M. Odell, Reg. No. 28,332

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER  
Citicorp Center, Suite 3800  
500 West Madison Street  
Chicago, Illinois 60661-2511  
(312) 876-1800

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence (this two-page REQUEST FOR MISSING DOCUMENT, and a copy of the September 23, 2002 Official Action Office Action Summary mentioned therein (1 page)) is being facsimile transmitted to the Commissioner for Patents at facsimile number (703) 872-9306 on June 23, 2005.

  
Paul M. Odell

JUN-30-2005 09:18

Wood, Phillips

P.04

*7/1/05*  
**OFFICE ACTION**  
**Office Action Summary**

09/915,132

RANDALL, JEFFREY T.

Examiner

J. Casimer Jacyna

Art Unit

3751

*-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --***Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) Responsive to communication(s) filed on 23 July 2002.  
 2a) This action is FINAL.      2b) This action is non-final.  
 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) Claim(s) 1-36,38-54 and 71-78 is/are pending in the application.  
 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.  
 5) Claim(s) 1-26 and 77 is/are allowed.  
 6) Claim(s) 27-36,38-54,71-76 and 78 is/are rejected.  
 7) Claim(s) \_\_\_\_\_ is/are objected to.  
 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) The specification is objected to by the Examiner.  
 10) The drawing(s) filed on 23 July 2002 is/are: a) accepted or b) objected to by the Examiner.  
     Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
 11) The proposed drawing correction filed on 23 July 2002 is: a) approved b) disapproved by the Examiner.  
     If approved, corrected drawings are required in reply to this Office action.

- 12) The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. §§ 119 and 120**

- 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
 a) All b) Some \* c) None of:  
     1. Certified copies of the priority documents have been received.  
     2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
     3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  
     \* See the attached detailed Office action for a list of the certified copies not received.  
 14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).  
     a) The translation of the foreign language provisional application has been received.  
 15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

**Attachment(s)**

- 1)  Notice of References Cited (PTO-892)  
 2)  Notice of Draftsperson's Patent Drawing Review (PTO-948)  
 3)  Information Disclosure Statement(s) (PTO-1449) Paper No(s) 5.

- 4)  Interview Summary (PTO-413) Paper No(s) \_\_\_\_\_.  
 5)  Notice of Informal Patent Application (PTO-152)  
 6)  Other: